



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appl. of: I.Fine et al : Examiner: M. Kremer

Serial No. 10/702,044 : Group Art Unit: 3736

Filed: November 6, 2003

For: **METHOD & SYSTEM FOR NON-INVASIVE DETERMINATION  
OF BLOOD RELATED PARAMETERS**

**TRANSMITTAL LETTER**

Commissioner for Patents  
P.O.Box 1450  
Alexandria VA 22313-1450

Sir/Madam:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- 1) This Transmittal Letter;
- 2) Response & Attachment (Claims);
- 3) Filing Receipt.

The Commissioner is specifically authorized to charge any required fee deficiency under 37 CFR "1.16 or 1.17, or credit any overpayment, to Deposit Account No. 14-0112 in connection with this matter.

Respectfully submitted,  
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September 27th, 2005

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Date  
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MAIL BOX NON-FINAL AMENDM.  
Attorney Docket No. 258

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**AMENDMENT**

ASSISTANT COMMISSIONER FOR PATENTS  
P.O.BOX 1450  
ALEXANDRIA VA 22313-1450

Sir/Madam:

Responsive to the Communication of September 19, 2005, reconsideration and allowance of the claims is requested in view of the following amendments and remarks.

**IN THE CLAIMS**

Please cancel claims 2, 4, 6-12, 14 and 16, add claims 37-46, and amend the remaining claims as shown in the attachment to this Amendment.

**REMARKS**

**THE PENDING CLAIMS**

The indication by the examiner that claims 8, 10-16 and 26-28 contain allowable subject matter is acknowledged with thanks. Claims 1-36 were pending in this application, claims 2, 4, 6-12, 14 and 16 have been canceled, various claims amended and claims 37-46 added . Accordingly, claims 1, 3, 5, 13, 15 and 17-46 remain pending in this case. Reconsideration and allowance of the presently pending claims is solicited by the applicant in view of the following amendments and remarks.

**THE FIRST ANTICIPATION REJECTION**

Claims 24, 25 and 30 stand rejected under 35USC1.102(b), allegedly as being anticipated by US Patent 6,400,972 (the '972 patent). This rejection is traversed.